

REGISTER OF CLASSIFICATION DECISIONS

Title of Publication: 16.jpg

Other Known Title: Not Stated

Medium: Computer Image File

Director/Author: Not Applicable

Producer/Publisher: Not Applicable

Country of Origin: Not Stated

Language: English

Applicant: The District Court at Christchurch

Distributor: Not Applicable

Classification:	Objectionable.
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Descriptive Note: Not Applicable

Display Conditions: Not Applicable

Date of entry in Register: 02 October 2008

Date of direction to issue a label: Not Applicable

OFLC No: 801665

Excisions: Not Applicable

Reasons for excisions:

Not Applicable

**Summary of reasons
for classification:**

The computer image file *16.jpg* is classified as:
Objectionable.

This is because the computer image file promotes and supports the exploitation of children and young persons for sexual purposes. The publication is a computer-generated image of adults and younger characters engaging in sexual activity. The distinct difference in body size is emphasised in the style of the image, creating the impression that the smaller characters are children or young teenagers. Text in speech bubbles refers explicitly to sex, and draws attention to the youth of the smaller characters. The dialogue also conveys that the characters are closely related, and the website address printed at the bottom of the image includes the word "incest". The purpose of the image is to sexually titillate or arouse people with a sexual interest in children or young persons and in the idea of incest. By presenting sexualised images of children or young persons, the publication encourages this sexual interest and validates the idea that it is appropriate and acceptable for adults to become sexually aroused by children or young persons. Such images also advance the idea that children and young persons are ready for adult forms of sexual activity.

The classification of this publication interferes with the freedom of expression as set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's clear intention in s3(2) of the Films, Videos, and Publications Classification Act 1993. The classification is a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of children and young persons for sexual purposes.